

ORDINANCE NO. 79- 2

AN ORDINANCE AMENDING SECTION 601(B) OF THE
ZONING CODE OF PALM BEACH COUNTY, ORDINANCE
NO. 73-2

WHEREAS, Section 601(B) of the Zoning Code of Palm Beach County authorizes fruit and vegetable stands on land which is zoned AG/Agricultural only as an agricultural accessory use which means that any stand can sell only fruits and vegetables which have been grown on that property, and

WHEREAS, the Board of County Commissioners desires to allow these fruits and vegetables stands to be located on any land zoned AG/Agricultural regardless of whether the fruits and vegetables were grown on that land and regardless of whether any agricultural use is being made of the land, and

WHEREAS, to do this the provision in Section 601(B) for fruit and vegetable stands must be moved from the "Permitted Uses - Agricultural Accessory Use" to the "Permitted Uses - General Farming Activities" section,

NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

Section 1. Section 601(B) of the Palm Beach County Zoning Code is amended to add in alphabetical order under "Permitted Uses: General Farming Activities" the following:

Stands for the sale of agricultural products provided that: 1) no stand shall exceed three hundred (300) square feet of gross floor area; 2) such stand must maintain mobility of some type, such as wheels or skids; 3) such stand must be set back twenty-five (25) feet or more from the pavement or zero (0) feet from the base building line, whichever distance is greater; 4) such stand shall not be located within 100 feet of the intersection of the right-of-way lines of any two dedicated roads.

SECTION 2. Section 601(B) of the Zoning Code is amended by deleting from "Permitted Uses: Agricultural Accessory Uses" the following:

Stand for the sale of agricultural products, provided:
1) that no building or structure other than a stand not exceeding

1 three hundred (300) square feet of gross floor area be provided,
2 2) that such structure maintain mobility of some type such as
3 wheels or skids, 3) that one stand be allowed for each six hundred
4 (600) lineal feet of road frontage, and 4) that such structure
5 be set back twenty-five (25) feet from the pavement or zero (0)
6 feet from the base building line, whichever distance is greater.

7 SECTION 3. This ordinance shall take effect on
8 notification from the Department of State, State of Florida.

9 SECTION 4. INCLUSION IN THE CODE: The provisions
10 of this ordinance shall become and be made a part of the Code of
11 Laws and Ordinances of Palm Beach County, Florida. The sections
12 of this ordinance may be renumbered or relettered to accomplish
13 such; and the word "ordinance" may be changed to "section",
14 "article", or other appropriate word.

15 APPROVED AND ADOPTED by the Board of County Commissioners
16 of Palm Beach County, Florida, on the 30 day of January
17 1979.

18 PALM BEACH COUNTY, FLORIDA, BY ITS
19 BOARD OF COUNTY COMMISSIONERS

20
21 By *Samuel P. Kelle* Chairman
22 JAN 30 1979

23 Acknowledged by the Department of State, State of
24 Florida, on the 7th day of February, 1979.

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26 EFFECTIVE DATE: Acknowledgement from the Department of
27 State, State of Florida, was received on February 9, 1979,
28 19____, at 11:11 a.m. M. and filed in the Office of the Clerk
29 of the Board of County Commissioners of Palm Beach County, Florida.

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31 APPROVED AS TO FORM AND
32 LEGAL SUFFICIENCY

33 By *Charles V. Turner*
34 County Attorney
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